



COWAN,  
DeBAETS,  
ABRAHAMS &  
SHEPPARD LLP

41 MADISON AVENUE  
NEW YORK, NY 10010  
T: 212 974 7474  
F: 212 974 8474  
www.cdas.com

NANCY E. WOLFF  
212 974 7474  
NWOLFF@CDAS.COM

USDC SDNY  
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March 31, 2023

**VIA ECF**

The Honorable Sarah Netburn  
United States District Court  
Southern District of New York  
Thurgood Marshall Courthouse  
New York, NY 10007

Re: *Lynne Freeman v. Tracy Deebs-Elkenaney et. al.*, 1:22 Civ 02435 (AT)(SN)

Dear Judge Netburn:

Plaintiff Lynne Freeman and Defendants Tracy Deebs-Elkenaney p/k/a Tracy Wolff, Entangled Publishing, LLC, Holtzbrinck Publishers, LLC d/b/a Macmillan, Universal City Studios LLC, Prospect Agency, LLC, and Emily Kim Sylvan jointly write to update the Court on the status of discovery and propose a schedule for the next phases of the litigation, pursuant to Your Honor's 2023 Orders dated January 30 (ECF No. 116); January 31 (ECF No. 118); February 14 (ECF No. 126); and March 15 (ECF No. 178).

*First*, the parties are on schedule to complete fact discovery including all fact depositions by March 31, 2023 as required by the above Orders. Additionally, the parties have agreed on the following proposed schedule for expert discovery and summary judgment, which we respectfully ask the Court to approve:

Event	Due Date
Expert disclosures and opening reports	4/28/23
Expert rebuttal reports and disclosure of any rebuttal experts	5/19/23
Expert depositions to be completed by	6/16/23
Pre-motion conference letters for summary judgment and/or <i>Daubert</i> motions (pursuant to Judge Stanton's Individual Rule 2.A)	6/30/23
Plaintiff's opening set of proposed findings of ultimate fact (pursuant to Judge Stanton's Individual Rule 4.A)	6/30/23
Opening summary judgment and <i>Daubert</i> motions	7/26/23
Summary judgment and <i>Daubert</i> oppositions	8/23/23
Summary judgment and <i>Daubert</i> replies	9/13/23

*Second*, pursuant to the Court's March 15 Order, the parties have agreed that Defendants shall produce one final update of damages discovery either 45 days from any Court decision denying in whole or in part Defendants' motion for summary judgment or 30 days before trial, whichever is earlier.



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SHEPPARD LLP

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The parties will further update the Court if any issues requiring the Court's involvement arise. Thank you for your time and attention to these issues.

Respectfully submitted,

By: /s/ Stephen M. Doniger  
Stephen M. Doniger, Esq.  
DONIGER / BURROUGHS  
603 Rose Avenue  
Venice, California 90022  
(310) 590-1820  
[stephen@donigerlawfirm.com](mailto:stephen@donigerlawfirm.com)

**CSReeder, PC**  
Mark D. Passin  
11766 Wilshire Boulevard, Suite 1470  
Los Angeles, CA 90025  
310-861-2475  
[mark@csrlawyers.com](mailto:mark@csrlawyers.com)

**REITLER KAILAS & ROSENBLATT LLP**  
Paul V. LiCalsi  
885 Third Avenue, Ste 20th Floor  
New York, NY 10022  
212-209-3090  
[plicalsi@reitlerlaw.com](mailto:plicalsi@reitlerlaw.com)  
*Attorneys for Plaintiff Lynne Freeman*

**COWAN, DEBAETS, ABRAHAMS,  
& SHEPPARD LLP**

By: Nancy E. Wolff  
Nancy E. Wolff  
41 Madison Avenue, 38th Floor  
New York, New York 10010  
212-974-7474  
[nwolff@cdas.com](mailto:nwolff@cdas.com)

*Attorneys for Defendants Tracy Deeb-  
Elkenaney p/k/a Tracy Wolff, Universal City  
Studios, LLC, Entangled Publishing, LLC  
and Holtzbrinck Publishers, LLC, d/b/a  
Macmillan sued erroneously as Macmillan  
Publishers, LLC*

**KLARIS LAW PLLC**

By: /s/Lacy H. Koonce, III  
Lacy H. ("Lance") Koonce, III  
29 Little West 12th Street  
New York, New York 10014  
917-612-5861  
[lancekoonce@gmail.com](mailto:lancekoonce@gmail.com)

*Attorneys for Defendants Emily Sylvan Kim and  
Prospect Agency, LLC*

**SO ORDERED.**

Dated: April 4, 2023  
New York, New York

SARAH NETBURN  
United States Magistrate Judge